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Michael J. Nickerson # 33,265

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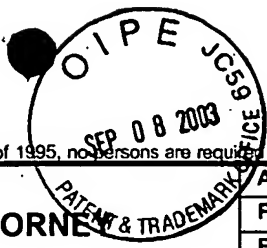
Statement under 37 CFR 3.73 (b)

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/077,932        |
| Filing Date            | February 19, 2002 |
| First Named Inventor   | Michael L. Weiner |
| Title                  | See 1 in Addendum |
| Art Unit               | 3762              |
| Examiner Name          |                   |
| Attorney Docket Number | BTI-19            |

I hereby appoint:

☐ Practitioners at Customer Number: 

OR

☒ Practitioner(s) named below:

| Name                 | Registration Number |
|----------------------|---------------------|
| Duane C. Basch       | 34,545              |
| Michael J. Nickerson | 33,265              |
|                      |                     |
|                      |                     |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

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OR

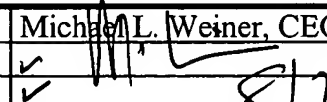
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OR

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| <input type="checkbox"/> Firm or Individual Name |       |     |  |  |
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| Address  |       |     |  |  |
| City   | State | Zip |  |  |
| Country  |       |     |  |  |
| Telephone  | Fax   |     |  |  |

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

|           |   |           |                |
|-----------|---|-----------|----------------|
| Name      | Michael L. Weiner, CEO, Biophan Technologies, Inc.                                  |           |                |
| Signature |  |           |                |
| Date      | 8/22/03   | Telephone | (585) 214-2441 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

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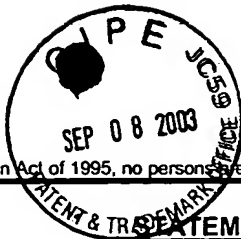
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## Addendum

1. An Electromagnetic Interference Immune Tissue Invasive System

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## STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Michael L. Weiner, et al.Application No./Patent No.: 10/077,932 Filed/Issue Date: February 19, 2002Entitled: An Electromagnetic Interference Immune Tissue Invasive SystemBiophan Technologies, Inc., aCorporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012987, Frame 0427, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

8/29/03

Date

(585) 214-2441

Telephone number

Michael L. Weiner

Typed or printed name

M. L. Weiner

Signature

CEO

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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